

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re:

JOSE OSVALDO DIAZ
ANITA JO DIAZ
Debtor(s)

Case No. 08-00746

CHAPTER 13 STANDING TRUSTEE'S FINAL REPORT AND ACCOUNT

Glenn Stearns, chapter 13 trustee, submits the following Final Report and Account of the administration of the estate pursuant to 11 U.S.C. § 1302(b)(1). The trustee declares as follows:

- 1) The case was filed on 01/14/2008.
- 2) The plan was confirmed on 03/13/2008.
- 3) The plan was modified by order after confirmation pursuant to 11 U.S.C. § 1329 on NA.
- 4) The trustee filed action to remedy default by the debtor in performance under the plan on 11/05/2009.
- 5) The case was dismissed on 02/12/2010.
- 6) Number of months from filing to last payment: 25.
- 7) Number of months case was pending: 27.
- 8) Total value of assets abandoned by court order: NA.
- 9) Total value of assets exempted: \$38,680.00.
- 10) Amount of unsecured claims discharged without payment: \$0.00.
- 11) All checks distributed by the trustee relating to this case have cleared the bank.

Receipts:

Total paid by or on behalf of the debtor	\$61,684.08
Less amount refunded to debtor	\$1,125.54

NET RECEIPTS: **\$60,558.54**

Expenses of Administration:

Attorney's Fees Paid Through the Plan	\$0.00
Court Costs	\$0.00
Trustee Expenses & Compensation	\$3,333.06
Other	\$0.00

TOTAL EXPENSES OF ADMINISTRATION: **\$3,333.06**

Attorney fees paid and disclosed by debtor: \$3,500.00

Scheduled Creditors:

Creditor Name	Class	Claim Scheduled	Claim Asserted	Claim Allowed	Principal Paid	Int. Paid
ACCOUNT RECOVERY SERVICE	Unsecured	300.00	NA	NA	0.00	0.00
AMERICAN HOME MORTGAGE	Secured	24,955.00	24,954.01	24,954.01	16,901.40	0.00
AMERICAN HOME MORTGAGE	Secured	NA	0.00	0.00	40,324.08	0.00
ECAST SETTLEMENT CORPORATION	Unsecured	16,100.00	15,934.23	15,934.23	0.00	0.00
FRED MEYER	Unsecured	2,300.00	NA	NA	0.00	0.00
HSBC	Unsecured	100.00	NA	NA	0.00	0.00
IRENE DIAZ	Priority	10,000.00	NA	NA	0.00	0.00
MACYS CREDIT SERVICE	Unsecured	1,000.00	NA	NA	0.00	0.00
MAGES & PRICE	Unsecured	6,800.00	5,362.17	5,362.17	0.00	0.00
PORTFOLIO RECOVERY ASSOC	Unsecured	2,357.25	2,357.25	2,357.25	0.00	0.00
PORTFOLIO RECOVERY ASSOC	Unsecured	11,800.00	11,352.01	11,352.01	0.00	0.00
PORTFOLIO RECOVERY ASSOC	Unsecured	11,100.00	10,790.90	10,790.90	0.00	0.00
PORTFOLIO RECOVERY ASSOC	Unsecured	700.00	585.11	585.11	0.00	0.00
ROUNDUP FUNDING LLC	Unsecured	400.00	233.35	233.35	0.00	0.00
ROUNDUP FUNDING LLC	Unsecured	800.00	612.91	612.91	0.00	0.00
SEVENTH AVENUE	Unsecured	400.00	270.50	270.50	0.00	0.00
SPRINGWOOD TOWNHOMES	Secured	NA	NA	NA	0.00	0.00

Summary of Disbursements to Creditors:			
	<u>Claim Allowed</u>	<u>Principal Paid</u>	<u>Interest Paid</u>
Secured Payments:			
Mortgage Ongoing	\$0.00	\$40,324.08	\$0.00
Mortgage Arrearage	\$24,954.01	\$16,901.40	\$0.00
Debt Secured by Vehicle	\$0.00	\$0.00	\$0.00
All Other Secured	\$0.00	\$0.00	\$0.00
TOTAL SECURED:	\$24,954.01	\$57,225.48	\$0.00
Priority Unsecured Payments:			
Domestic Support Arrearage	\$0.00	\$0.00	\$0.00
Domestic Support Ongoing	\$0.00	\$0.00	\$0.00
All Other Priority	\$0.00	\$0.00	\$0.00
TOTAL PRIORITY:	\$0.00	\$0.00	\$0.00
GENERAL UNSECURED PAYMENTS:	\$47,498.43	\$0.00	\$0.00

Disbursements:	
Expenses of Administration	<u>\$3,333.06</u>
Disbursements to Creditors	<u>\$57,225.48</u>
TOTAL DISBURSEMENTS :	<u>\$60,558.54</u>

12) The trustee certifies that, pursuant to Federal Rule of Bankruptcy Procedure 5009, the estate has been fully administered, the foregoing summary is true and complete, and all administrative matters for which the trustee is responsible have been completed. The trustee requests a final decree be entered that discharges the trustee and grants such other relief as may be just and proper.

Dated: 04/20/2010

By: /s/ Glenn Stearns

Trustee

STATEMENT: This Unified Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.